MAY 24 2007 W

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket: P70292US0

Serial No.:

10/516,531

Group Art Unit: 3721

Filing Date:

December 2, 2004

Roger S. LEVY

Examiner: Thanh K. TRUONG

For: PLANT AND DEVICE FOR THE CONTINUOUS PACKING OF FOOD PRODUCTS IN

MODIFIED ATMOSPHERE

TRANSMITTAL

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment and Response to the non-final office action under 37 C.F.R. 1.111 in the above captioned application.

XX Small Entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.

The fee has been calculated as shown below:

Claims Remaining	Highest Number	Present Extra	Small Entity		Other Than A Small Entity
After Amendment	Previously Paid For		Rate Addit. Fee	(or)	Rate Addit. Fee
Total 16		0	x25 = \$		x = 50 = \$
Indep. 3	- 3 =	0	x100 = \$		x 200 = \$
second month extension fee			\$225.00		\$
Total Additional Fee			\$		\$

 \overline{XX} Credit Card Payment Form in the amount of \$225.00 is attached for two-month extension fee.

If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17

(a) (1) - (5) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is attached.

JACOBSON HOLMAN, PLLC

Dated: May 24, 2007

400 Seventh Street, N. W.

Washington, D.C. 20004-2201

P70292US0

JCH/JC

By:

John C. Holman

Reg. No. 22,769